



Attorney Docket No. 9537-3

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: David N. Ku
Application No.: 10/658,932
Filed: September 9, 2003
For: Flexible Spinal Disc

Group Art Unit: 3738
Examiner: David H. Willse

Date: November 1, 2005

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)

Sir:

Attached is a list of documents on Form PTO-1449, together with a copy of any listed foreign patent document and/or non-patent literature, as well as a copy of the International Search Report and the Written Opinion of the International Search Authority. Also listed on the Form PTO-1449 are documents cited in the International Search Report for the corresponding International Application Number PCT/US2004/028981. A copy of any listed U.S. patent and/or U.S. patent application publication is not provided herewith in accordance with the amendment by the U.S. Patent and Trademark Office to 37 C.F.R. § 1.98(a)(2)(ii) effective October 21, 2004. It is requested that these documents be considered by the Examiner and officially made of record in accordance with the provisions of 37 C.F.R. § 1.56 and Section 609 of the MPEP.

This Information Disclosure is submitted in accordance with 37 C.F.R. § 1.97(b)(4), before the mailing of a first action after the filing of a Request for Continued Examination under 37 C.F.R. § 1.114. Therefore, no fee is believed due. However, the Commissioner is hereby authorized to charge any deficiency or credit any overpayment to Deposit Account No. 50-0220.

Respectfully submitted,


Julie H. Richardson
Registration No. 40,142

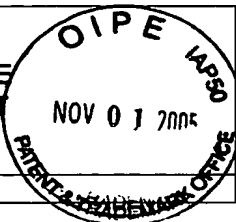
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Rosa Lee Brinson

Substitute form 1449A/PTO		Complete if Known	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)		Application Number	10/658,932
		Filing Date	September 9, 2003
		First Named Inventor	David N. Ku
		Group Art Unit	3738
		Examiner Name	David H. Willse
Sheet	B1 of B2	Attorney Docket Number	9537-3



U.S. PATENTS AND PATENT PUBLICATIONS					
Examiner Initials*	Cite No.	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY
		Number	Kind Code (if known)		
	1.	3,875,595	3/1	Froning	04-08-1975
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U.S. PATENT APPLICATIONS				
Examiner Initials*	Cite No.	U.S. Serial No.	Name of Applicant of Cited Document	Date of Filing of Cited Document MM-DD-YYYY
	47.	2002/0065560	Varga et al.	05-30-2002
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Examiner Signature		Date Considered	
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

